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Frank C. Eisenschank

Frank C. Eisenschank, Ph.D., Patent Attorney

ELECTION UNDER 35 USC §121

Examining Group 1639

Patent Application

Docket No. TPI-T200XC1

Serial No. 09/756,092

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Mauricio Garcia Baker, Ph.D.  
Art Unit : 1639  
Applicants : Michael J. Cima, Douglas Levinson, Anthony V. Lemmo, Nicholas Galakatos, David A. Putnam  
Serial No. : 09/756,092  
Filed : January 8, 2001  
Conf. No. : 5650  
For : High-Throughput Formation, Identification and Analysis of Diverse Solid Forms

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

ELECTION UNDER 35 USC §121

Sir:

In response to the written Restriction Requirement dated June 16, 2003 in the above-identified patent application, Applicants hereby elect, for purposes of examination in the subject application, the method of identifying (crystalline) salts as the species of claims 171, 175, and 177-179 (in part). This election is made without traverse.

The Commissioner is hereby authorized to charge any fees under 37 CFR §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,

Frank C. Eisenschank

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## FACSIMILE COVER SHEET

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JUL 11 2003

**GROUP 1600****OFFICIAL****TO:** Examiner Maurie Garcia Baker, Ph.D. **FROM:** Frank C. Eisenschenk, Ph.D.**COMPANY:** U.S. Patent Office, Art Unit 1639 **DATE:** July 10, 2003**FAX NO.:** 1-703-872-9306 **NO. OF PAGES:** 2  
**(INCLUDING COVER SHEET)****SUBJECT/MESSAGE:**

Re: U.S. Patent Application Docket No. TPI-T200XC1  
Serial No. 09/756,092; filed January 8, 2001

Attachment: Election Under 35 USC §121 (1 page)

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